

**Michigan DEQ's
Compliance and Enforcement Program for the
Waste and Hazardous Materials Division
3rd Quarter FY'08**

July 21, 2008

	Hazardous Waste Management Program ¹	Solid Waste Management Program ²	Storage Tank Regulatory Program ³	Scrap Tire Program ⁴
Total Compliance Inspections	198	226	729	62
Complaints Received	38	79	18	17
Complaint Inspections	22	43	12	11
Violation Letters Issued ⁵	108	27	516	38
Referrals to the Office of Criminal Investigations	2	0	0	0
Referrals to Enforcement Section for Civil or Administrative Enforcement	2	0	0	0
Total Escalated Enforcement Actions Initiated	4	0	0	0
Unilateral Orders Issued ⁶	0	0	0	0
Red Tags Issued ⁷	N/A	N/A	8/133/49	N/A
Administrative Consent Orders Entered ⁸	1	0	0	0
Number of Well Sites Addressed in Entered Consent Orders	N/A	N/A	N/A	N/A
Associated Administrative Consent Order Penalties ⁹	\$1,250	\$0	\$0	\$0
Civil Referrals to Attorney General ¹⁰	0	0	0	0
Civil/Judicial Settlements Entered ¹¹	0	0	0	0
Associated Civil/Judicial Penalties	\$0	\$0	0	\$0
Total Stipulated Penalties Assessed Through Both Civil/Judicial and Administrative Actions	\$0	\$0	\$0	\$0
Total Supplemental Environmental Project (SEP) Monetary Expenditure Amounts in both Civil/Judicial and Administrative Settlements ¹²	\$4,750	\$0	\$0	\$0
Remediation Costs Awarded ¹³	\$0	\$0	N/A	\$0
Remediation Costs Received	\$0	\$0	N/A	\$0
Total Penalties Assessed for Both Civil/Judicial and Administrative Actions	\$6,000	\$0	\$0	\$0

"N/A" means not applicable.

¹ Includes administration of Part 111, Hazardous Waste Management, of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451, as amended, and the administrative rules promulgated thereunder; Part 121, Liquid Industrial Wastes, of the NREPA; and the Hazardous Materials Transportation Act, 1998 PA 138.

² Administration of Part 115, Solid Waste Management, of the NREPA and the administrative rules promulgated thereunder.

³ Includes administration of Part 211, Underground Storage Tank Regulations, of the NREPA; the Fire Prevention Code, 1941 PA 207, as amended, MCL §§ 29.1-.34; and the administrative rules promulgated thereunder.

⁴ Administration of Part 169, Scrap Tires, of the NREPA.

⁵ For the Storage Tank Regulatory Program, this includes violations cited in the inspection report sent to owners/operators.

⁶ Includes cease and desist orders, orders to restore, administrative penalty orders, and orders following a determination of an imminent and substantial hazard to the human health, the environment, or endangerment or damage to public health or the environment.

⁷ The "red tag" is an administrative action taken in the Storage Tank Regulatory Program in lieu of an escalated enforcement action. It is applied to active storage tanks to compel compliance with the statute and the rules by owners/operators. The numbers reported are for above ground storage tanks, underground storage tanks, and underground storage tank facilities, respectively.

⁸ Reported number does not include any corrective action orders providing for investigation and remediation of release(s) from regulated units/facilities without monetary penalties.

⁹ Includes monetary fines or penalties and costs where applicable.

¹⁰ Does not include defendant litigation.

¹¹ Includes court orders resulting from plaintiff litigation where applicable.

¹² Includes out-of-pocket costs to violators to perform supplemental environmental projects included in administrative and civil settlement to offset fines and penalties or natural resource damage claims and provide environmental enhancements that are not otherwise required by law.

¹³ Remediation Costs are costs assessed/received for overseeing corrective action that are to be deposited/are deposited into the Remediation Redevelopment Fund pursuant to an administrative order or civil judicial order.